

**SUPREME COURT MINUTES
WEDNESDAY, JULY 12, 2000
SAN FRANCISCO, CALIFORNIA**

S087865 People, Respondent
3rd Dist. V.
C028033 Kevin Bryan Spence, Appellant
 Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Moss*, S087478 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

S087881 Estate of Denis H. Griswold, Deceased
2nd Dist. -----
B128933 Norma B. Doner-Griswold, Respondent
Div. 6 v.
 Francis V. See, Appellant
 Petition for review GRANTED.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

S087893 People, Respondent
3rd Dist. v.
C024654 Ejaan Dupree McCoy et al., Appellants
 Petition for review GRANTED.

George, C.J.
Werdegar, J.
Chin, J.
Brown, J.

S088116 Cecelio Lugtu et al., Appellants
4th Dist. v.
D032518 California Highway Patrol et al., Respondents
Div. 1 Petition for review GRANTED.

George, C.J.
Kennard, J.
Chin, J.
Brown, J.

S088458 Lockheed Martin Corporation et al., Petitioners
4th Dist. v.
E025064 San Bernardino County Superior Court, Respondent
Div. 2 Roslyn Carrillo et al., Real Parties in Interest
 Petition for review GRANTED.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

S088829 Dacus Wade Allen, Appellant
2nd Dist. v.
B127946 Sully-Miller Contracting Company, Respondent
Div. 7 Petition for review GRANTED.

Further action in this matter is deferred pending consideration and disposition of a related issue in *Day v. City Fontana*, S084616 (see Cal. Rules of Court, rule 29.2(c)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.3, is deferred pending further order of the court.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.
Brown, J.

4th Dist. People, Respondent
E023026 v.
E025528 Robert Louis Stevenson, Appellant
Div. 2 -----
S088650 In re Robert Louis Stevenson on Habeas Corpus

Petition for review GRANTED. The matter is transferred to the Court of Appeal, Fourth District, Division Two. That court is ordered to vacate its April 18, 2000 opinion to the extent it summarily denied habeas corpus relief in E025528, and is directed to issue an order to show cause, returnable before the Riverside County Superior Court. The Director of Corrections is to be ordered to show cause, when the matter is placed on calendar, why trial counsel was not ineffective in failing to determine that the prior prison term allegation based on Los Angeles County Superior Court case No. A915796 was invalid because it was served concurrently with the prior term served in Riverside County Superior Court case Nos. CR-29322 and CR-29104, in failing to so advise petitioner before he entered his guilty plea, in failing to move to have the prior prison term allegation stricken before petitioner entered his guilty plea, and why petitioner is not now entitled to have the prior prison term enhancement stricken. (Pen. Code, § 667.5(g); *Hill v. Lockhart*

(1985) 474 U.S. 52; *In re Alvernaz* (1992) 2 Cal.4th 924, 933; *People v. Lopez* (1985) 163 Cal.App.3d 946, 951.) Review is denied as to E023026. The return shall be filed on or before August 14, 2000.

George, C.J.
Kennard, J.
Baxter, J.
Werdegar, J.
Chin, J.

S062201 John Guz, Appellant

1st Dist. v.

A072984 Bechtel National, Inc. et al., Respondents

Div. 4

On April 14, 2000, we vacated submission in this matter in light of *Reeves v. Sanderson Plumbing Products, Inc.* (No. 99-536), a case then pending before the United States Supreme Court. On June 12, 2000, the United States Supreme Court filed its decision in *Reeves*. (120 S.Ct. 2097.) Thereafter, we requested the parties in this matter to file supplemental letter briefs discussing the effect, if any, of the decision in *Reeves* on the issues presented in this matter. Supplemental briefing is now complete. Accordingly, the matter is resubmitted.

S073031 The People, Petitioner,

v.

The Superior Court of San Joaquin County, Respondent;
Jose Francisco Zamudio, Real Party in Interest

BY THE COURT:

Modification of Opinion

First, footnote 6 of the opinion herein, filed in June 5, 2000, appearing at 23 Cal.4th 183, 191, is modified as follows: The second and third sentences, the citation sentence following the third sentence, and the first word of the sentence following these, i.e., “Moreover,” all are deleted and the initial “e” of the word “even” in the subsequent sentence is capitalized.

Second, the following paragraph is inserted immediately prior to the Disposition:

It follows from the foregoing that the Court of Appeal should not have denied petitioner's application for writ relief on the ground that the trial court was not required to determine whether defendant had suffered prejudice in ruling on his section 1016.5 motion. In ruling summarily, however, the Court of Appeal did not reveal the grounds of its denial. Accordingly, we shall remand the cause in order that the Court of Appeal may consider any alternative grounds timely raised by defendant, such as whether the trial court's order may have been appealable. (Pen. Code, § 1238, subd. (a)(5); *People v. Thompson* (1970) 10 Cal.App.3d 129, 135; see fn. 6, *ante*.)

Third, the Disposition is recast to read as follows:

We reverse the decision of the Court of Appeal denying the petition for a writ of mandate/prohibition and remand the cause with directions to that court to conduct further proceedings in accordance with this opinion.

This modification effects a change in the judgment.

- S072471 People, Respondent
6th Dist. v.
H016755 Tuan Van Nguyen, Appellant
 Petition for rehearing DENIED.
 Mosk, J., Chin, J., and Brown, J., are of the opinion the petition
 should be granted.
- S088757 John B. Cruz, Petitioner
 v.
 Fifth District Court of Appeal, Respondent
 Connie E. Cruz, Real Party in Interest
 Petition for writ of mandate DENIED.
- S089292 Michelle Sharpe-Hashimoto, Petitioner
 v.
 Fourth Appellate District Court of Appeal, Respondent
 Petition for writ of mandate DENIED.
- S088810 Tatyana Shevtsov et al., Petitioners
 v.
 Second Appellate District Court of Appeal, Respondent
 Farmers Insurance Exchange et al., Real Parties in Interest
 Petition for writ of certiorari DENIED.

S087738 In re Jameel Newt Jones
 on
 Habeas Corpus
 Petition for writ of habeas corpus DENIED.

1st Dist. People, Respondent
A072396 v.
Div. 3 John Francis Fry, Appellant
S088166 Petition for review DENIED.

1st Dist. Ronald A. Perner et al., Appellants
A081009 v.
Div. 4 Tracy Federal Bank et al., Respondents
S088533 Petition for review DENIED.

1st Dist. People, Respondent
A081570 v.
Div. 5 Gerald Lester, Appellant
S087943 Petition for review DENIED.

1st Dist. People, Respondent
A083707 v.
Div. 1 Paul Edward Jefferson, Appellant
S088012 Petition for review DENIED.

1st Dist. Bertha Valencia, a Minor, etc. et al., Appellants
A083888 v.
Div. 3 Terry Michaud et al., Respondents
S088136 Petition for review DENIED.

The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal, filed March 31, 2000, which appears at 79 Cal.App.4th 741. (Cal. Const., art. VI, section 14; rule 976, Cal. Rules of Court.)

1st Dist. People, Respondent
A085046 v.
Div. 4 Michael Anthony Kirkpatrick, Appellant
S087821 Petition for review DENIED.

1st Dist. People, Respondent
A085230 v.
Div. 1 Wayne Arnold, Appellant
S087717 Petition for review DENIED.

1st Dist. People, Respondent
A085611 v.
Div. 3 Jerry Thornberg, Appellant
S088805 Petition for review DENIED.

1st Dist. Jeffrey Hersey, Appellant
A085796 v.
Div. 1 Robert Adorni et al., Respondents
S088698 Petition for review DENIED.

1st Dist. People, Respondent
A086093 v.
Div. 5 Charles Joseph Miller, Jr., Appellant
S088022 Petition for review DENIED.

1st Dist. Zee Medical Distributor Association, Inc., Appellant
A086721 v.
Div. 1 Zee Medical, Inc., Respondent
S088636 Petition for review DENIED.

1st Dist. San Mateo County Human Services Agency, Respondent
A087367 v.
Div. 1 Lisa K., Appellant
S088911 -----
In re Noah K., a Person Coming Under the Juvenile Court Law
Petition for review DENIED.

1st Dist. Marin County Department of Social Services, Respondent
A087560 v.
A084639 Justine L., Appellant
Div. 4 -----
S088722 In re Cameron L., a Person Coming Under the Juvenile Court Law
Petition for review DENIED.

1st Dist. A087636 Div. 5 S088552	Tom Taber et al., Appellants v. City and County of San Francisco et al., Respondents Petition for review DENIED.
1st Dist. A088285 Div. 4 S088721	Marin County Department of Social Services, Respondent v. Judith T., Appellant ----- In re Derek T., a Person Coming Under the Juvenile Court Law Petition for review DENIED.
1st Dist. A089624 A089629 Div. 1 S088481	New Covenant Care of California, Inc., Respondent v. August Kugler, Appellant Petition for review DENIED.
1st Dist. A090125 Div. 4 S087675	Judge Rice, Petitioner v. Workers' Compensation Appeals Board et al., Respondents Petition for review DENIED.
1st Dist. A090221 Div. 3 S088313	E. J. Wills, Inc., Petitioner v. Alameda County Superior Court, Respondent Charles Rangfe et al., Real Parties in Interest Petition for review DENIED.
1st Dist. A090645 Div. 3 S088523	Michael Lopez et al, Petitioners v. Contra Costa County Superior Court, Respondent World Savings and Loan Association, Real Party in Interest Petition for review DENIED.
1st Dist. A090734 Div. 1 S088752	Patricia A. McColm, Appellant v. Mark Balistreri et al., Respondents Petition for review DENIED.

1st Dist. Abraham T. Yang, Appellant
A090783 v.
Div. 1 National Auto & Casualty Insurance Co. et al., Respondents
S088959 Application for stay and petition for review DENIED.

1st Dist. Neil Barton et al., Petitioners
A091197 v.
Div. 2 Marin County Superior Court, Respondent
S089592 Susan Au-Yang, Real Party in Interest
Application for stay and petition for review DENIED.

1st Dist. Alan Sterling, Petitioner
A091225 v.
Div. 1 Solano County Superior Court, Respondent
S088997 Barbara Perez et al., Real Parties in Interest
Petition for review DENIED.

2nd Dist. People, Respondent
B105097 v.
Div. 2 Jameel Newt Jones, Appellant
S087736 Petition for review DENIED.

2nd Dist. People, Respondent
B119436 v.
Div. 7 Anthony J. Smith, Appellant
S087838 Petition for review DENIED.

2nd Dist. Halfon Hammaoui, Respondent
B119668 v.
Div. 1 Prisma Devices, Inc. et al., Appellants
S088637 Petition for review DENIED.

2nd Dist. People, Respondent
B119892 v.
Div. 3 William James Bush, Appellant
S087809 Petition for review DENIED.

2nd Dist. Paul Bashkin, Appellant
B120951 v.
Div. 1 Elliott E. Stanford, Respondent
S088375 Petition for review DENIED.

2nd Dist. People, Respondent
B121272 v.
Div. 3 Fernando Lopez, Appellant
S088157 Petition for review DENIED.

2nd Dist. David Darwish et al., Appellants
B123075 v.
Div. 5 Steven Reitzfeld, Respondent
S088957 Petition for review DENIED.

2nd Dist. People, Respondent
B124600 v.
Div. 2 Araik Navasardian, Appellant
S088937 Petition for review DENIED.

2nd Dist. Lucy Lugo et al., Appellants
B125183 v.
Div. 7 Bank of America, etc. et al., Respondents
S088862 Petition for review DENIED.
Baxter, J., and Chin, J., did not participate.

2nd Dist. People, Respondent
B125307 v.
Div. 2 David Colon, Appellant
S087562 Petitions for review DENIED.
Mosk, J., Kennard, J., and Werdegar, J., are of the opinion
appellant's petition should be granted.

2nd Dist. Nathan Boatner, Appellant
B125404 v.
Div. 2 GMT Studios, Incorporated et al., Respondents
S087940 Petition for review DENIED.

2nd Dist. Dinh Ton That, Appellant
B126207 v.
Div. 7 3D Systems, Inc. et al., Respondents
S088894 Petition for review DENIED.

2nd Dist. B126546 Div. 5 S087746	People, Respondent v. Michael B. Wood, Appellant Petition for review DENIED.
2nd Dist. B126681 Div. 2 S088646	People, Respondent v. Edeltrude Uden, Appellant Petition for review DENIED.
2nd Dist. B126807 Div. 1 S088955	People, Respondent v. Rene Meneses, Appellant Petition for review DENIED.
2nd Dist. B127182 Div. 3 S088766	People, Respondent v. Ray Ezell Adams, Appellant Petition for review DENIED.
2nd Dist. B127726 Div. 3 S087698	People, Respondent v. Marvin Thomas, Appellant Petition for review DENIED.
2nd Dist. B127999 Div. 5 S088507	Marjorie Pang, Appellant v. Beverly Hospital, Inc., Respondent Petition for review DENIED.
2nd Dist. B128011 Div. 7 S088279	Mohi Ara et al., Respondents v. Masuda Daltiva et al., Appellants Petition for review DENIED.
2nd Dist. B128116 Div. 2 S088817	People, Respondent v. Johnny Antonio Burgos, Appellant Petition for review DENIED.

2nd Dist. B128188 Div. 7 S088901	People, Respondent v. Marco A. Figueroa, Appellant Petition for review DENIED.
2nd Dist. B128637 Div. 1 S087981 `	Leticia Salazar, Appellant v. National Newsvending Equipment Company, Respondent Petition for review DENIED. The request for an order directing publication of the opinion is DENIED.
2nd Dist. B128651 Div. 7 S088920	People, Respondent v. Michael Curtis Robertson, Appellant Petition for review DENIED.
2nd Dist. B128989 Div. 1 S087823	People, Respondent v. Thomas Price, Appellant Petition for review DENIED.
2nd Dist. B129424 Div. 3 S087734	People, Respondent v. Garrick C. Harrington, Appellant Petition for review DENIED.
2nd Dist. B129486 Div. 6 S087889	People, Appellant v. Eugene Jamar Massey et al., Respondents Petition for review DENIED. Kennard, J., is of the opinion the petition should be granted.
2nd Dist. B129553 Div. 7 S088987	Rocky Furutani, Appellant v. Robin Rollin et al., Respondents Petition for review DENIED.

2nd Dist. Los Angeles Unified School District, Respondent
B129628 v.
Div. 4 Trump Wilshire Associates, Appellant
S088889 Petition for review DENIED.

2nd Dist. People, Respondent
B129658 v.
Div. 2 Salvador Hernandez, Appellant
S087700 Petition for review DENIED.

2nd Dist. People, Respondent
B129734 v.
Div. 2 Lamont Deacon Eason, Appellant
S088811 Petition for review DENIED.

2nd Dist. People, Respondent
B130292 v.
Div. 7 Keun C. Rim, Appellant
S088673 Petition for review DENIED.

2nd Dist. People, Respondent
B130404 v.
Div. 4 Daniel Salinas, Appellant
S088915 Petition for review DENIED.

2nd Dist. People, Respondent
B130481 v.
Div. 3 James Melvin Fennell, Appellant
S088771 Petition for review DENIED.

2nd Dist. People, Respondent
B130553 v.
Div. 5 Daniel Herrera Ramirez, Appellant
S087938 Petition for review DENIED.

2nd Dist. Brent Jackson, Appellant
B130614 v.
Div. 7 Brian Cohen et al., Respondents
S088548 Petition for review DENIED.

2nd Dist. People, Respondent
B130746 v.
Div. 4 Fabian Suvia, Appellant
S088768 Petition for review DENIED.

2nd Dist. People, Respondent
B130786 v.
Div. 3 David Eugene Brooks, Appellant
S088960 Petition for review DENIED.

2nd Dist. People, Respondent
B130856 v.
Div. 6 Thomas Vincent Tu'uu, Appellant
S088658 Petition for review DENIED.

2nd Dist. People, Respondent
B130864 v.
Div. 5 Mario Prado, Appellant
S088639 Petition for review DENIED.

2nd Dist. Lonnie White et al., Appellants
B131074 v.
Div. 5 Southland Box Company et al., Respondents
S088635 Petition for review DENIED.

2nd Dist. People, Respondent
B131213 v.
Div. 4 Rodolfo P. Puebla, Appellant
S088669 Petition for review DENIED.

2nd Dist. People, Respondent
B131322 v.
Div. 6 Philip W. Guglielmelli, Appellant
S088870 -----
In re Philip W. Guglielmelli on Habeas Corpus
Petition for review DENIED.

2nd Dist. Edward J. Walsh, Appellant
B131589 v.
Div. 5 Southern California Edison Company, Respondent
S088033 Petition for review DENIED.

2nd Dist. People, Respondent
B131830 v.
Div. 4 Robert Charles Thomas, Appellant
S088652 Petition for review DENIED.

2nd Dist. People, Respondent
B131895 v.
Div. 1 Johnny Torres, Appellant
S088656 Petition for review DENIED.

2nd Dist. People, Respondent
B132255 v.
Div. 5 Stanley Durden, Appellant
S088728 Petition for review DENIED.

2nd Dist. People, Respondent
B132256 v.
Div. 6 James Charles Bowen, Appellant
S088759 Petition for review DENIED.

2nd Dist. People, Respondent
B132343 v.
Div. 1 Eddie Fisher, Jr., Appellant
S088854 Petition for review DENIED.

2nd Dist. In re Robert Rosenkrantz on Habeas Corpus
B132370 -----
B138635 C.A. Terhune, etc. et al., Petitioners
Div. 1 v.
S088926 Los Angeles County Superior Court, Respondent
Petition for review DENIED.
Brown, J., is of the opinion the petition should be granted.
The request for an order directing depublication of the opinion is
DENIED.

2nd Dist. People, Respondent
B132426 v.
Div. 5 Melvin James Franklin et al., Appellants
S088648 Petition for review DENIED.

2nd Dist. People, Respondent
B132766 v.
Div. 4 Anthony Milton Longenbach, Appellant
S088670 Petition for review DENIED.

2nd Dist. Martin S. Weiner et al., Appellants
B132829 v.
Div. 1 Hal W. Williams et al., Respondents
S088981 Petition for review DENIED.

2nd Dist. People, Respondent
B132888 v.
Div. 7 William Charles Washington, Appellant
S088893 Petition for review DENIED.

2nd Dist. People, Respondent
B132949 v.
Div. 5 Jose Jesus G., Appellant
S088839

In re Jose Jesus G., a Person Coming Under the Juvenile Court Law
Petition for review DENIED.

2nd Dist. People, Respondent
B133004 v.
Div. 6 Mario M. Gonzalez, Appellant
S088825 Petition for review DENIED.

2nd Dist. People, Respondent
B133168 v.
Div. 4 Neal Ray Henry, Appellant
S088260 Petition for review DENIED.

2nd Dist. Diane Loewe Pannuk, as Trustee, etc., Respondent
B133617 v.
Div. 6 Carlson Raymond Howard, Appellant
S088944 Petition for review DENIED.

2nd Dist. People, Respondent
B134006 v.
Div. 1 Alberto Moreno, Jr., Appellant
S088720 Petition for review DENIED.

2nd Dist. B134052 Div. 1 S088710	People, Respondent v. Nathaniel Adams, Appellant Petition for review DENIED.
2nd Dist. B134609 Div. 1 S088856	People, Respondent v. Christopher Deon Smith, Appellant Petition for review DENIED.
2nd Dist. B134631 Div. 1 S088589	Adam Kidron, Appellant v. Todd R. Neilson, Respondent Petition for review DENIED.
2nd Dist. B134788 Div. 2 S088708	People, Respondent v. Frank R. Owens, Appellant Petition for review DENIED.
2nd Dist. B134955 Div. 6 S088719	Del Taco, Petitioner v. Workers' Compensation Appeals Board et al., Respondents Petition for review DENIED. Werdegar, J., is of the opinion the petition should be granted.
2nd Dist. B136147 Div. 6 S088654	People, Respondent v. Judith Ann Mara, Appellant Petition for review DENIED.
2nd Dist. B136531 Div. 1 S088120 ,	Guess?, Inc., Petitioner v. Los Angeles County Superior Court, Respondent Kyle Kirkland et al., Real Parties in Interest Petition for review DENIED. The request for an order directing depublication of the opinion is DENIED.

2nd Dist. Ghitterman & Ghitterman, Petitioner
B137604 v.
Div. 6 Workers' Compensation Appeals Board, Respondent
S088259 Employment Development Department, Real Party in Interest
Petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.

2nd Dist. Lompoc Unified School District, Petitioner
B137697 v.
Div. 6 Workers' Compensation Appeals Board, Respondent
S088562 Tim Eck, Respondent
Petition for review DENIED.

2nd Dist. Valley Presbyterian Hospital, Petitioner
B137995 v.
Div. 4 Cynthia Homel, Real Party in Interest
S088314 Petition for review DENIED.
Kennard, J., Werdegar, J., and Brown, J., are of the opinion the petition should be granted.
The Reporter of Decisions is directed not to publish in the Official Appellate Reports the opinion in the above-entitled appeal, filed March 27, 2000, which appears at 79 Cal.App.4th 417. (Cal. Const., art. VI, section 14; rule 976, Cal. Rules of Court.)

2nd Dist. Darlene Butler Cobb, Petitioner
B138632 v.
Div. 5 Los Angeles County Superior Court, Respondent
S088664 Sadie Drabek et al., Real Parties in Interest
Petition for review DENIED.

2nd Dist. In re Robert Daniel Powick
B138705 on
Div. 6 Habeas Corpus
S087496 Petition for review DENIED on the merits.

2nd Dist. Michael Sahakiani, Petitioner
B139689 v.
Div. 4 Workers' Compensation Appeals Board, Respondent
S088329 State Compensation Insurance Fund, Respondent
Petition for review DENIED.

2nd Dist. Philip Walker Rosati, Petitioner
B140524 v.
Div. 1 Los Angeles County Superior Court, Respondent
S087960 People, Real Party in Interest
Petition for review DENIED.

2nd Dist. Philip Walker Rosati, Petitioner
B140569 v.
Div. 1 Los Angeles County Superior Court, Respondent
S087962 People, Real Party in Interest
Petition for review DENIED.

2nd Dist. Jereth Sense, Petitioner
B140868 v.
Div. 3 Los Angeles County Superior Court, Respondent
S088690 Merrill Lynch, Real Party in Interest
Petition for review DENIED.

2nd Dist. Tierney D. Harris, Petitioner
B141061 v.
Div. 1 Los Angeles County Superior Court, Respondent
S088713 TBG Management, Real Party in Interest
Petition for review DENIED.
Request for judicial notice denied.

2nd Dist. Jason Cho, Petitioner
B141077 v.
Div. 2 Los Angeles County Superior Court, Respondent
S088638 H/P III, Ltd., Real Party in Interest
Petition for review DENIED.

2nd Dist. Ross Bowen, Petitioner
B141256 v.
Div. 5 Los Angeles County Superior Court, Respondent
S088903 Lucky Stores, Real Party in Interest
Petition for review DENIED.

3rd Dist. California Association, etc. et al., Respondents
C023075 v.
C023184 Department of Fish and Game et al., Respondents
S088551 Albert W. Mills et al., Appellants
Petition for review DENIED.

3rd Dist. People, Respondent
C025688 v.
S088154 Glen Miguel Marquez, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C027148 v.
S088280 Clarence Lee King, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C028001 v.
S087856 Angelo Matthew Garcia, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C029860 v.
S088780 Cheu Y, Appellant

In re Cheu Y, a Person Coming Under the Juvenile Court Law
Petition for review DENIED.

3rd Dist. People, Respondent
C029873 v.
S088655 Frank William Raviscioni, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C029962 v.
S087942 Joseph Antony Marquez, Appellant
Petition for review DENIED.

3rd Dist. Ralph Morrell, Appellant
C030369 v.
S088943 Kathleen Connell, as State Controller, etc., Respondent
Petition for review DENIED.

3rd Dist. People, Respondent
C030489 v.
S089067 Christopher Willard Myers, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C031508 v.
S088000 Michael Mickey Fradiue, Appellant
Petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.

3rd Dist. People, Respondent
C032053 v.
S087998 Scott Patrick, Appellant
Petition for review DENIED.

3rd Dist. Elena Wong, Appellant
C032589 v.
S088940 Stockton Unified School District, Respondent
Petition for review DENIED.

3rd Dist. People, Respondent
C032591 v.
S088672 Ronald Lee Myers, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C032812 v.
S087980 Michael Feeney Gardineer, Appellant
Petition for review DENIED.
Kennard, J., is of the opinion the petition should be granted.

3rd Dist. People, Respondent
C032934 v.
S088927 Miguel Clinton Vega, Appellant
Petition for review DENIED.

3rd Dist. People, Respondent
C032980 v.
S088967 Ricky Lee Stockton, Appellant
Petition for review DENIED.

3rd Dist. Edward L. Kemper, Petitioner
C035541 v.
S088526 Sacramento County Superior Court, Respondent
City of Sacramento, Real Party in Interest
Petition for review DENIED.

4th Dist. D029982 Div. 1 S073642	People, Respondent v. Von Rico Davis, Appellant Petition for review DENIED.
4th Dist. D031247 Div. 1 S088754	Valley Casework, Inc., Appellant v. Prudential Commercial Insurance Company et al., Respondents Petition for review DENIED.
4th Dist. D032096 Div. 1 S088899	People, Respondent v. Baudelio Montano Lopez, Appellant Petition for review DENIED.
4th Dist. D032261 Div. 1 S087845	People, Respondent v. Hugo Sandoval Garcia, Appellant Petition for review DENIED.
4th Dist. D032289 Div. 1 S088352	Terry A. Carpenter et al., Appellants v. Producer Sportfishing, Inc. et al., Respondents Petition for review DENIED.
4th Dist. D032466 Div. 1 S087975	People, Respondent v. Randy Henderson, Appellant Petition for review DENIED.
4th Dist. D033285 Div. 1 S087995	Hunt Building Corporation, Respondent v. Michael S. Bernick, etc., Appellant Petition for review DENIED.
4th Dist. D033389 Div. 1 S088775	William Edward Sipperly, Appellant v. Thermoscan Inc., Respondent Petition for review DENIED.

4th Dist. D034961 Div. 1 S087667	In re Charles T. Dewoody on Habeas Corpus Petition for review DENIED as meritless and due to lack of diligence.
4th Dist. E021081 Div. 2 S088085	Arthur R. Allen et al., Appellants v. Liquid Air Corporation, Appellant Petition for review DENIED.
4th Dist. E024009 Div. 2 S088518	Frank Burgess, Respondent v. City Banning, Appellant Petition for review DENIED.
4th Dist. E024086 Div. 2 S088985	People, Appellant v. Paul Anthony Zaragoza, Respondent Petition for review DENIED.
4th Dist. E024110 Div. 2 S088540	Chuck Dunn, Appellant v. Jurupa Unified School District et al., Respondents Petition for review DENIED.
4th Dist. E024111 Div. 2 S088912	People, Respondent v. Steven Robert Pulsipher, Appellant Petition for review DENIED.
4th Dist. E024393 Div. 2 S088978	People, Respondent v. Curtis Lane Cannon, Appellant Petition for review DENIED.
4th Dist. E024457 Div. 2 S088850	Alexander Haagen Properties Operating Partnership, Respondent v. Chris Ochs, Appellant Petition for review DENIED.

4th Dist. People, Respondent
E024489 v.
Div. 2 Javier B., Appellant
S088888

In re Javier B., a Person Coming Under the Juvenile Court Law
Petition for review DENIED.

4th Dist. People, Respondent
E024571 v.
Div. 2 Paul Zavala, Appellant
S088838

Petition for review DENIED.

4th Dist. People, Respondent
E024658 v.
Div. 2 Michael B., Appellant
S088847

In re Michael B., a Person Coming Under the Juvenile Court Law
Petition for review DENIED.

4th Dist. People, Respondent
E024688 v.;
E024957 Rene Zamora, Appellant
Div. 2 And Companion Case
S087989

Petition for review DENIED.

4th Dist. County of Riverside, Respondent
E024782 v.
Div. 2 Insurance Company of the West et al., Appellants
S088542

Petition for review DENIED.

4th Dist. People, Respondent
E024805 v.
Div. 2 Dennis Ross Harris, Appellant
S087824

Petition for review DENIED.

4th Dist. Michael Thatcher et al., Appellants
E024929 v.
Div. 2 Lucky Stores, Inc., Respondent
S088561

Petition for review DENIED.

4th Dist. People, Respondent
E024943 v.
Div. 2 Charles Edward Wright, Appellant
S088725 Petition for review DENIED.

4th Dist. David T. et al., Appellants
E025022 v.
Div. 2 Doe 2 et al., Respondents
S088371 Petitions for review DENIED.

4th Dist. Martin McBroom, Respondent
E025034 v.
Div. 2 Helen Immelt, Appellant
S088115 -----
Estate of Betty Joyce McBroom
Petition for review DENIED.

4th Dist. Max F. Vigil, Respondent
E025042 v.
Div. 2 Rancho Palos Verdes Broadcasting, Inc., Appellant
S088555 Petition for review DENIED.

4th Dist. People, Respondent
E025245 v.
Div. 2 Jill D., Appellant
S088898 In re Jill D., a Person Coming Under the Juvenile Court Law
Petition for review DENIED.

4th Dist. People, Respondent
E025277 v.
Div. 2 Michael C., Appellant
S088923 -----
In re Michael C., a Person Coming Under the Juvenile Court Law
Petition for review DENIED.

4th Dist. People, Respondent
E025337 v.
Div. 2 Huey Pierce Reliford, Appellant
S089013 Petition for review DENIED.

4th Dist. E025469 Div. 2 S088482	San Bernardino County Department of Children Svcs., Respondent v. Willie B., Appellant ----- In re Chelsi B. et al., Persons Coming Under the Juvenile Court Law Petition for review DENIED.
4th Dist. E025615 Div. 2 S088852	People, Respondent v. Robert Lee Allen, Appellant Petition for review DENIED.
4th Dist. E025615 Div. 2 S088852	People, Respondent v. Robert Lee Allen, Appellant Petition for review DENIED.
4th Dist. E025620 Div. 2 S088859	People, Respondent v. Jose Garcia, Appellant Petition for review DENIED.
4th Dist. E026967 Div. 2 S088834	Norman James Hubbs, Petitioner v. San Bernardino County Superior Court, Respondent People, Real Party in Interest Application for stay and petition for review DENIED.
4th Dist. E027116 Div. 2 S088762	Milton Paul Holland, Petitioner v. San Bernardino County Superior Court, Respondent People, Real Party in Interest Petition for review DENIED.
4th Dist. E027137 Div. 2 S088687	Robert A. Cass, Petitioner v. Riverside County Superior Court, Respondent Dinesh Maniar et al., Real Parties in Interest Petition for review DENIED.

4th Dist. E027164 Div. 2 S088806	Centennial Insurance Company, Petitioner v. Riverside County Superior Court, Respondent Paula Summers, Real Party in Interest Petition for review DENIED.
4th Dist. G023482 Div. 3 S088438	People, Respondent v. Dick Tilman Hunt, Appellant Petition for review DENIED.
4th Dist. G023780 Div. 3 S088729	People, Respondent v. Brian Michael Martineau, Appellant Petition for review DENIED.
4th Dist. G024141 Div. 3 S088657	People, Respondent v. Terry Ramirez, Appellant Petition for review DENIED.
4th Dist. G025188 Div. 3 S088788	People, Respondent v. Daniel Richard Gallardo, Appellant Petition for review DENIED.
4th Dist. G025540 Div. 3 S088818	Orange County Social Services Agency, Respondent v. Dayne B. et al., Appellants ----- In re Zachary H. et al., Persons Coming Under the Juvenile Court Law Petition for review DENIED.
5th Dist. F028865 S087709	People, Respondent v. Ezuniel Burton, Appellant Petition for review DENIED.

5th Dist. People, Respondent
F029364 v.
S088947 Robert Carillo, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F029391 v.
F033714 Kelvin Carver Johnson, Appellant
S087997 -----
In re Kelvin Carver Johnson on Habeas Corpus
Petition for review DENIED.

5th Dist. People, Respondent
F029796 v.
S087954 Carmen Diane Matkin, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F029959 v.
S088707 Kua Yang et al., Appellants

In re Kua Yang on Habeas Corpus
Petitions for review DENIED.

5th Dist. People, Respondent
F030001 v.
S088660 Anthony Amavisca, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F030307 v.
S088643 Prudencio Canales, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F030371 v.
S088021 Richard Gregory Oliver, Appellant
Petition for review DENIED.

5th Dist. F030485 S088733	People, Respondent v. Alfredrick Velvin Love, Appellant Petition for review DENIED.
5th Dist. F030838 S088809	People, Respondent v. Leonard A. Smith et al., Appellants Petition for review DENIED.
5th Dist. F031000 S088930	People, Respondent v. Cornelius Jeffers, Appellant Petition for review DENIED.
5th Dist. F031641 F032218 S088953	People, Respondent v. Michael Eugene Dehart, Appellant Petition for review DENIED.
5th Dist. F031906 S088662	People, Respondent v. Henry Lopez Landine, Appellant Petition for review DENIED.
5th Dist. F031936 S088007	People, Respondent v. James Lucious Oliver, Appellant Petition for review DENIED.
5th Dist. F031991 S088773	People, Respondent v. Alejandro Landa Tapia, Appellant Petition for review DENIED.
5th Dist. F032060 S087925	People, Respondent v. Van Hugh Needham, Appellant Petition for review DENIED.

5th Dist. Marcia T. Hendrickx, Respondent
F032403 v.
S088476 Joanne Fitting, Appellant

Estate of Frank Shannon Endrickx
Petition for review DENIED.

5th Dist. People, Respondent
F032427 v.
S088980 Gilbert Ibarra, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F032678 v.
S088731 Roberto Salas Salazar, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F032750 v.
S088711 Eddie Padilla, Appellant
Petition for review DENIED.

5th Dist. People, Respondent
F033284 v.
S088732 Edward Lee Bowser, Appellant
Petition for review DENIED.

5th Dist. James Bonzi, as Executor, etc. et al., Respondents
F033349 v.
S088528 Lynda Clark Bonzi, Appellant

Estate of Rudy Bonzi, Deceased
Petition for review DENIED.

5th Dist. John B. Cruz, Appellant
F034544 v.
S088497 Connie E. Cruz, Respondent

In re the Marriage of Connie and John Cruz
Petition for review DENIED.

5th Dist. Joan E. Crawford et al., Petitioners
F035085 v.
S088577 Fresno County Superior Court, Respondent

Liberty Life Assurance Company of Boston et al.,
Real Parties in Interest

5th Dist. Clark Allen Kimbrough, Petitioner
F035603 v.
S088724 Kern County Superior Court, Respondent
People, Real Party in Interest
Petition for review DENIED.

6th Dist. People, Respondent
H016600 v.
S088184 Ernesto Chaidez, Appellant
Petition for review DENIED.

6th Dist. People, Respondent
H017519 v.
S087999 Deborah Lynette Thompson, Appellant
Petition for review DENIED.

6th Dist. Gary Rovai et al., Respondents
H017584 v.
S088435 Garden City, Inc. et al., Appellants
Petition for review DENIED.

6th Dist. People, Respondent
H018231 v.
S087656 Hieu Pham, Appellant
Petition for review DENIED.

6th Dist. People, Respondent
H019809 v.
S088170 Robert S., Appellant

In re Robert S., a Person Coming Under the Juvenile Court Law
Petition for review DENIED.

6th Dist. Brenda Tickler, Petitioner
H021141 v.
S086566 Santa Clara County Superior Court, Respondent
Santa Clara County Social Services Agency, Real Party in Interest
Petition for review DENIED.

6th Dist. Barton J. Adams, Petitioner
H021198 v.
S088200 Workers' Compensation Appeals Board et al., Respondents
Petition for review DENIED.

6th Dist. Paul Holshevnikoff et al., Petitioners
H021277 v.
S088256 Santa Clara County Superior Court, Respondent
Los Gatos Oaks Convalescent Hospital et al., Real Parties in Interest
Petition for review DENIED.

6th Dist. Goldstar Gymnastics Academy, Inc. et al., Petitioners
H021281 v.
S088439 Santa Clara County Superior Court, Respondent
Hedia Bozorghadad, a Minor, etc., Real Party in Interest
Petition for review DENIED.

6th Dist. Richard George, Petitioner
H021405 v.
S088760 Workers' Compensation Appeals Board et al., Respondents
Petition for review DENIED.

1st Dist. International Federation of Technical and
A085349 Professional Engineers, etc., Appellant
Div. 4 v.
S088747 City and County of San Francisco et al., Respondents
The request for an order directing depublication of the opinion in
the above entitled appeal is DENIED.

1st Dist. Jo Kim, Appellant
A087430 v.
Div. 4 Regents of the University of California, Respondent
S088812 The request for an order directing depublication of the opinion in
the above entitled appeal is DENIED.

1st Dist. Jacobus Russell, Appellant
A087995 v.
Div. 5 Krambo Corporation, Respondent
S088122 The request for an order directing depublication of the opinion in
the above entitled appeal is DENIED.

2nd Dist. Waymon Hobdy, Appellant
B103398 v.
Div. 7 State of California Department of Insurance, Respondent
S088425 The request for an order directing publication of the opinion in
the above entitled appeal is DENIED.

2nd Dist. Stephen R. Jones, Appellant
B128291 v.
Div. 6 Thrifty Oil Company, Respondent
S087419 The request for an order directing publication of the opinion in
the above entitled appeal is DENIED.

2nd Dist. Murray Plumbing and Heating Corp., Appellant
B133627 v.
Div. 5 Royal Insurance Company of America, Respondent
S088581 The request for an order directing publication of the opinion in
the above entitled appeal is DENIED.

3rd Dist. Gerard Dumuk, Appellant
C032372 v.
S088832 Boreal Ridge Corporation et al., Respondents
The request for an order directing publication of the opinion in
the above entitled appeal is DENIED.

4th Dist. Daniel L. Branstine, Respondent
E024524 v.
Div. 2 Mark Jones et al., Appellants
S087159 The request for an order directing publication of the opinion in
the above entitled appeal is DENIED.

S085135 In re the Accusation of GEORGE WALKER
Against Certain Attorney(s)
Petition DENIED.

- S086043 In re the Accusation of GERALD E. TRAUMUELLER
 Against Certain Attorney(s)
 Petition DENIED.
- S086425 In re the Accusation of MARK MORRIS
 Against Certain Attorney(s)
 Petition DENIED.
- S087142 In re the Accusation of JOSHUA WOOLRIDGE
 Against Certain Attorney(s)
 Petition DENIED.
- S087307 In re the Accusation of SCOTT J. CAMPBELL
 Against Certain Attorney(s)
 Petition DENIED.
- S088240 In re the Accusation of JACK D. SHELDON
 Against Certain Attorney(s)
 Petition DENIED.
- S088715 In re the Accusation of ANA ELIZABETH TANCREDI
 Against Certain Attorney(s)
 Petition DENIED.

Orders were filed in the following matters extending the time within which to grant or deny a petition for review to and including the date indicated, or until review is either granted or denied:

- A086481/S088312 People v. Glen Foster Green – August 9, 2000.
- A087470/S088369 Christine Lynette Kuns et al. v. City of Ukiah – August 14, 2000.
- B119014/S088255 People v. Efren Cruz – August 11, 2000.
- B120837/S079623 People v. Ricardo Martinez – August 15, 2000.
- B121857/B105857 Paul Anthony Vargas on Habeas Corpus; People v. Paul
S088243 Anthony Vargas – August 10, 2000.

- B122207/S088345 Zoetrope Corporation v. Carl Sagan et al. – August 14, 2000.
- B124959/S073599 In re Eric Locks on Habeas Corpus – August 11, 2000.
- B127874/S087790 In re James Jesus B. and Janine Irene C.; People v. James Jesus B. and Janine Irene C. – August 11, 2000.
- B128252/S088283 People v. Antonio Vasquez Rodriguez – August 10, 2000.
- B128637/S087981 Leticia Salazar v. National Newsvending Equipment Company – August 9, 2000.
- B129649/S088234 People v. Mary E. Ellis – August 8, 2000.
- B137604/S088259 Ghitterman and Ghitterman v. Workers' Compensation Appeals Board; Employment Development Department, RPI – August 9, 2000.
- E023538/S088039 People v. Lawrence Angel Payan – August 11, 2000.
- E024554/S088045 People v. Daniel Anthony Buchanan – August 11, 2000.
- E026719/S088320 Michael Wayne Dombrowski v. San Bernardino County Superior Court; People, RPI – August 11, 2000.
- F033159/F027481 In re Susan Lee Russo on Habeas Corpus; People v.
S088368 Susan Lee Russo – August 11, 2000.
- H021092/S087756 People v. Leroy Benjamin – August 14, 2000.

S012944 People, Respondent

v.

Richard Ramirez, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including September 12, 2000.

- S015384 People, Respondent
 v.
 Richard Lacy Letner and Christopher Allan Tobin, Appellants
 On application of appellant Christopher Allan Tobin and good
 cause appearing, it is ordered that the time to serve and file
 appellant's opening brief is extended to and including September 5,
 2000.
- S020803 People, Respondent
 v.
 Richard Bert Stewart, Appellant
 On application of appellant and good cause appearing, it is
 ordered that the time to serve and file appellant's reply brief is
 extended to and including September 5, 2000.
- S026634 People, Respondent
 v.
 Paul Sodoa Watkins, Appellant
 On application of appellant and good cause appearing, it is
 ordered that the time to serve and file appellant's opening brief is
 extended to and including September 11, 2000.
- S026872 People, Respondent
 v.
 Alfredo Reyes Valdez, Appellant
 On application of appellant and good cause appearing, it is
 ordered that the time to serve and file appellant's opening brief is
 extended to and including August 7, 2000.
- S028747 People, Respondent
 v.
 Rodney Jesse San Nicolas, Appellant
 On application of respondent and good cause appearing, it is
 ordered that the time to serve and file respondent's brief is extended
 to and including September 11, 2000.
- S029174 People, Respondent
 v.
 Donald Griffin, Appellant
 On application of appellant and good cause appearing, it is
 ordered that the time to serve and file appellant's opening brief is

extended to and including September 11, 2000.

S030956 People, Respondent

v.

William James Ramos, Jr., Appellant

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's brief is extended to and including September 13, 2000.

S045060 People, Respondent

v.

Keith Thomas Loker, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including September 11, 2000, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

No further extensions of time will be granted.

S045504 People, Respondent

v.

Hooman A. Panah, Appellant

On application of appellant and good cause appearing, it is ordered that the time to serve and file appellant's opening brief is extended to and including September 15, 2000.

S049596 People, Respondent

v.

Stanley Bryant, Donald Franklin Smith and Leroy Wheeler,
Appellants

On application of appellant Donald Franklin Smith and good cause appearing, it is ordered that the appellant is granted to and including September 12, 2000, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

S052374 People, Respondent

v.

Steven Allen Brown, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including September 1, 2000, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

No further extensions of time will be granted.

S058537 People, Respondent

v.

Scott Forrest Collins, Appellant

On application of appellant and good cause appearing, it is ordered that the appellant is granted to and including September 5, 2000, to request correction of the record on appeal. Counsel for appellant is ordered to notify the Clerk of the Supreme Court in writing as soon as the act as to which the Court has granted an extension of time has been completed.

No further extensions of time are contemplated.

S081000 In re Dennis Mayfield

on

Habeas Corpus

On application of respondent and good cause appearing, it is ordered that the time to serve and file respondent's informal response to the petition for writ of habeas corpus is extended to and including September 12, 2000.

No further extensions of time are contemplated.

S069685 In re Curtis F. Price

on

Habeas Corpus

Respondent's informal request for advance access to materials submitted to this court under seal by the San Mateo County Superior Court, and petitioner's motion for "full and advance access" to the same materials, are granted in part. The clerk of this court is directed to permit counsel for the parties to review and copy the sealed materials. Counsel for petitioner is ordered not to disclose the

contents of these materials in any way to petitioner or anyone else pending further order of this court. Within 15 days of this order, respondent may serve and file a motion proposing redaction of the material. Any showing in opposition must be served and filed within 10 days after the service of the motion.

S008113 People, Respondent

v.

Lee Max Barnett, Appellant

Good cause appearing, the application of appointed lead and associate counsel for permission to withdraw as attorneys of record for condemned prisoner Lee Max Barnett, filed June 27, 2000, is granted.

The order appointing Michael Willemsen as counsel of record for condemned prisoner Lee Max Barnett, filed October 19, 1992, is hereby vacated; and the order appointing Ronald A. Parravano as associate counsel of record for condemned prisoner Lee Max Barnett, also filed October 19, 1992, is hereby vacated.

Robert D. Bacon is hereby appointed attorney of record for condemned prisoner Lee Max Barnett. Counsel is appointed for purposes of all post-conviction proceedings in this court, and for subsequent proceedings, including the preparation and filing of a petition for clemency with the Governor of California, as appropriate.

S030402 People, Respondent

v.

Richard Christopher Tully, Appellant

Good cause appearing, the application of appointed counsel James S. Thomson for the appointment of associate counsel, filed May 15, 2000, is granted.

Jolie Lipsig is hereby appointed as associate counsel to represent appellant Richard Christopher Tully for both the direct appeal and related state habeas corpus/executive clemency proceedings in the above automatic appeal now pending in this court.

S089755 Robert John Garcia, Petitioner

v.

Los Angeles County Superior Court, Respondent

People, Real Party in Interest

The above-entitled matter is transferred to the Court of Appeal,

Second Appellate District, for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition shall be denied.

5th Dist.
F035734

H.M. Shea Company and Paula Insurance Company

v.

Workers' Compensation Appeals Board

The above-entitled matter, now pending in the Court of Appeal, Fifth Appellate District, is transferred to the Court of Appeal, Third District.

